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LAW OFFICES

617 227 3709 P.02

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO: 05-11339 NMG

UNITED STATES OF AMERICA
f/u/o KERRI ENTERPRISES,
the ALLSTATE COMPANY, INC.,
a Massachusetts corporation
with a principal place of
business in Norwood, Norfolk
County,

Plaintiff,

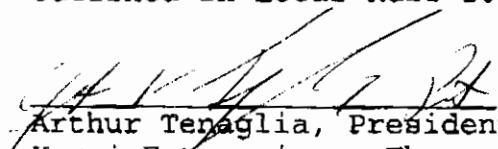
v.

UNITED STATES FIDELITY &
GUARANTY COMPANY, a Maryland
surety company registered to
do business in Massachusetts,

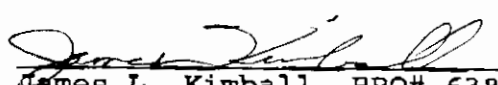
Defendant.

PLAINTIFF'S LOCAL RULE 16.1(D)(3) CERTIFICATION

The Plaintiff and undersigned counsel, by way of Local Rule 16.1(D)(3) do hereby certify that they conferred with a view towards (1) establishing a budget for the costs of conducting the full course, and various alternative courses, of the litigation; and (2) considering the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.


Arthur Tenaglia, President
Kerri Enterprises, The
Allstate Company, Inc.

Dated: October 26, 2005


James L. Kimball, BBO# 638709
BLAKE J. GODBOUT & ASSOCIATES
33 Broad Street, 11th Floor
Boston, MA 02109
(617) 523-6677

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document
served upon the attorney of record for each party
by mail (by hand) on October 28, 2005

